SAVED OIL SHIP

ABLAZE AT SEA.

t shout out, "Stand back or he'll kill you!" until after Peter Hains had lost his revolver and was a captive in Boat-Tonning's hands, past killing any-

after Mr. Shay concluded-the District-Attorney himself and one of the counsel for Thornton Hains, who merely contradicted the stories told by Policeman Fallon and Cabman Skura, who had testified against the prisoner.

On Monday John F. McIntyre, chief counsel for the defense, will call Gen. and Mrs. Hains, the aged parents of his slient, to testify that Thornton Hains had been deputied to watch the demented, despondent Peter, crushed by the tales of his wife's infidelity and to gain sympathy by their appearance and their grief for the two sons who stand ac-During the afternoon it is ex-

come to the witness chair.

Ordered to Open Case.

The rulings of the Court and the statements of the Court were all made during the formal opening of the defense. The trial had been under way only a short time when the Court found it necessary to call down Mr. James W. Young, of counsel for the defense, who had made a motion for the defense, who had made a motion for the dismissal of the ind-cument on the ground that the grossecution had failed to prove its case. He wanted to argue his motion, but the Jpdge wouldn't allow it.

Mr. Young insisted that he had a right of ordered to Open Case.

Subsequent expression of gratification at the act itself may not be taken as evidence of complicity on the part of an alleged accomplice, but it may be statement and the act state may not be taken as evidence of complicity on the part of an alleged accomplice, but it may be considered with his acts and words before and taking him by the arm, let undoing of his mental improvement, determined to get away. It was then that he turned to his brother would probably mean the undoing of his mental improvement, determined to get away. It was then that he turned to his brother would probably mean the undoing of his mental improvement, determined to get away. It was then that he turned to his brother would probably mean the undoing of his mental improvement, determined to get away. It was then that he turned to his brother would probably mean the undoing of his mental improvement, determined to get away. It was then that he turned to his brother would probably mean the undoing of his mental improvement, determined to get away. It was then that he turned to his brother would probably mean the undoing of his mental improvement, determined to get away. It was the turned to his brother well show he arm, and the turned to his brother would probably mean the undoing of his mental improvement, determined to get away. It was the turned to his brother would probably mean the undoing of his mental improvement, determined to his brother well and

anyway to have stricken out the first the common law, but a principal." and second counts of the indictment,

ceed that Thornton Hains himself will proposition of law. I hold, too, that a

following Saturday, but the defendant could not go He, however, did not believe that he would inconvenience Mr. Burge as the latter told him that he was a member of the Bayside Yacht Club and was always there on Saturdays or Sundays there on Saturdays or Sundays o

sot very far along this line when Justice Crane broke in once more, saying sharply:

"Bight here I will say that this man may be fully of marder in the first degree, as a proposition of law, although the man who held the revolver and fired the fatal shot was not guilty of murder and was insane. I will take cocasion at this time to say to the jury that this man is being tried for his own acts and designs and not for the sots and designs and not for the sots and designs of any other."

"We contend," added Mr. Young, "that failure to interfere in the commission of a crime is not proof of guilt."

Principal, Not Accessory.

"Quite so," said Justice Crane, 'but previous declarations and acts may be taken in connection with non-interference as proof of a criminal purpose and design. I state that also merely as a proposition of law, also have been an along the previous declarations of gratification."

On the Yacht Float.

The was informed that there, The was a coloration that there is not there. The man who hald there was no such man there. The said from the said, Tonning, who was at his said to his hind that there was no such man there. The man who has the said there was a coloration with whom he spoke was a coloration of law, all the said there was no such man there. The said from the said there was no such man there. The said for the said there was a coloration with whom he spoke was a coloration of law, all the said there was no such man there. The said for he said there was no such man there. The said for he said there was no such man there. The said for he said there was no such man there. The said for he said there was no such man there. The said for he said there was no such man there. The said for he said there was no such man there. The said there was no such man there is not such that there was no such man there. The sai

and abets it is not an accessory under

"And now let us return to Bayside."
he went on. 'No inquiry was made for
Annis. The boy was asked how far

# First Witness for the Detense

Darrin Called to the Stand as
First Witness for the Detense

First Witness for the Detense

First Witness for the Detense

H. W. POOR'S FIRM FAILS,

LIABILITIES \$5,000,000

Service First Witness for the Detense

Advantage of the Control of the Co

the Westchester hunting set, brought Darrin didn't waste much time before he closed for the State. He called discorpe Bulton, a patrolman detailed to the District-Athorney's office in Long in railroad bonds into which Mr. Willed and City, who said merely that he letts says he went because of the ad-

# KILLED ESCAPING POLICE.

# OIL SHIP ABLAZE AT SEA IS SAVED AFTER HARD FIGHT

Acid Made Vessel Veritable Volcano.

LONG RUN INTO PORT. New York's home suburbs are closing

to St. Kitts, Beached Her and Got Her Off.

fire in Caribbean waters. There were on private real estate purchases and at the last meeting. He is chairman of and crew made a twelve-hour run for next with a total of \$113,325,000. It is found dead in a room at No. 267 West assistance, many beatting the years and a position where the fire could be \$75,000 for alterations, \$30,000,000 for margaret Smith, another roomer.

mortgage loans, \$60,000,000 for private Paulson was fully dressed when

sioner from interfering with the moving picture show at the Fulton Auditorium, in Fulton street, Brooklyn. Mr. Marks said that the action of the Mayor was an abuse of the executive power and that he had no jurisdiction to make such a sweeping revocation of all pictures. Justice Marean refused to grant the preliminary injunction, but did grant an order directing the Commissioner to show cause next Wednesday why the injunction asked for should not be

# \$584,000,000 IN YEAR'S SUBURBAN REALTY DEALINGS

10,000 Cases of Kerosene and Widespread Operations in New Home Sections Kept Market Active.

More than \$584,000,000 has been involved Captain Took Burning Munin in suburban realty transactions during years. It does not include the amount spent for new transit lines and public works, which would swell the improvement outlay in the suburbs to \$750,000,000. The Norwegian tramp steamship Munin, which left this port on Nov. 4 in the volume of real estate invest-Brooklyn has led all suburban sections with a general cargo of merchandise ments. Its total passes \$223,960,000. It for South American ports, returned to- includes \$39,000,000 for new buildings, for South American ports, returned to-day after a thrilling experience with \$5.250,000 for alterations, \$88,300,000 loaned influence of the West Side Taxpayers' association they gave him a loving cup

the harbor of St. Kitts was the signal for all other craft in the vicinity to scud for the open sea.

Wouldn't Let Crew Desert.

Capt. Johannes Larsen, master of the ceived \$23,000,000.

Builders there have spent \$11,000,000 on literations. Mortgage borrowers have received \$28,000,000.

Purchases at private form (he jet in the policies of the lower from the jet in the policies of the lower from the jet in the policies. A pitcher of water rested on top of a small gas stove, which was lighted. The policies at the policies are the policies of the lower from the jet in the policies. The policies are the policies are the policies of the lower from the jet in the policies. The policies are the policies are the policies of the policies are the policie



on the Day of the Killing.
It was not until May 25, nearly two has been become the brothers. Defendant to be seen at least the man had gone to various addresses in Brook that from the Philippine Islands. It does not not be the probability of the part of the body to the part of the part of the body to the part of the body to the part of the

LOUIS SCHRAG IS HERO AMONG WEST SIDE TAXPAYERS.



For his hard work in extending the

# SUICIDE FOUND IN TIME.

Gas That Killed Paulson Might

Matthew Paulson, a stableman, was Twenty-second street to-day by Miss found. Gas flowed from the jet in the

# **\$250.** Reward

and Fifty Dollars will be paid for the arrest and conviction of any junk dealer or other person guilty, under the provisions of Section 550 of the Penal Code of the State of New York, of criminally receiving any prop-erty belonging to either of the undersigned Companies.

# Reward Fifty Dollars Reward will

be paid for the arrest and conviction of any person who maliciously injures or interferes with the lines of either of the undersigned Companies.

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GOOD while you're eating it XMAS TIME-bad-awful bad in **VOUR MOUTH** the day after if you fail to take a CASCARET at bed time to help nature remove the over-drinking and eating load. Don't neglect to have Cascarets with you to start the New Year right. They simply belp naturehelp you-

CASCARETS too a box for a week's treatment, all druggists . Biggest seller in the world. Million boxes a month.



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MARIA POLHAMUS BARRETT, wife of William Barrett, a steamfitter, daughter of Thomas Polhamus, deceased, and her of Sarah A. Polhamus, address wanted, J. R. Thompson Jr., Attorney, Newburgh, N. T.

Sunday, 11,15 A. M., Dr. Joseph advermand Sea Opportunities.